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Counsel for Defendant KUNTZ

IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA

11 UNITED STATES OF AMERICA,)
12 Plaintiff,) No. CR 11-00833-CW-1
13 vs.) STIPULATION TO CONTINUE; ORDER
14 JESSE ALLEN KUNTZ,) CONTINUING CASE AND EXCLUDING
15 Defendant.) TIME UNDER THE SPEEDY TRIAL ACT

17 IT IS HEREBY STIPULATED, by and between the parties to this action, that the
18 MOTIONS SETTING HEARING date of January 10, 2012 presently scheduled at 2:00 p.m.,
19 before the Honorable Claudia Wilken, be vacated and re-set for January 31, 2012 at 2:00 p.m. for
20 TRIAL OR MOTIONS SETTING OR DISPOSITION HEARING.

21 The reason for this request is that both counsel are continuing to review discovery and
22 investigate this case. Specifically, because of both missing information and a probable reversal
23 on appeal of a prior case in Mr. Kuntz's rap sheet, there are criminal history documents which
24 must be reviewed prior to the entry of any plea agreement. The government has extended an
25 offer in this case, which the defense wishes to consider and discuss, based on a thorough review
26 of any alleged criminal history documents.

1 The parties agree and stipulate that the time until January 31, 2012 should be excluded,
2 under 18 U.S.C. §3161(H)(7)(A) because the ends of justice served by the granting of the
3 continuance outweigh the bests interests of the public and the defendant in a speedy and public
4 trial. The continuance is necessary to accommodate counsel's preparation efforts.

6 Date 1/09/12

/s/
John Paul Reichmuth
Assistant Federal Public Defender
Counsel for defendant KUNTZ

Date 1/09/12

/s/
James Mann
Assistant United States Attorney

I hereby attest that I have on file all holograph signatures for any signatures indicated by a "conformed" signature (S) within this efiled document. **/S/ John Paul Reichmuth**

/S/ John Paul Reichmuth
Counsel for Defendant Kuntz

1 ORDER

2 The court finds that the ends of justice served by the granting of the continuance
3 outweigh the bests interests of the public and the defendant in a speedy and public trial. The
4 continuance is necessary to accommodate counsel's preparation efforts. Based on these findings,
5 IT IS HEREBY ORDERED THAT the above-captioned matter is continued to January 31, 2012
6 at 2:00 p.m., and that time is excluded from the date of this order to January 31, 2012 pursuant
7 to 18 U.S.C. §§3161(h)(7)(A).

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9 IT IS SO ORDERED.

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1/9/2012

Date



HON. CLAUDIA WILKEN
UNITED STATES DISTRICT JUDGE

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